

## HOUSE BILL NO. 372

INTRODUCED BY C. HARRIS

A BILL FOR AN ACT ENTITLED: "AN ACT TRANSFERRING \$90,000 OF THE NET REVENUE FROM THE STATE LOTTERY TO THE OFFICE OF PUBLIC INSTRUCTION FOR A GRANT WRITING POSITION; AMENDING SECTION 23-7-402, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 23-7-402, MCA, is amended to read:

**"23-7-402. Disposition of revenue.** (1) A minimum of 45% of the money paid for tickets or chances must be paid out as prize money. The prize money is statutorily appropriated, as provided in 17-7-502, to the lottery.

(2) Commissions paid to lottery ticket or chance sales agents are not a state lottery operating expense.

(3) That part of all gross revenue not used for the payment of prizes, commissions, and operating expenses, together with the interest earned on the gross revenue while the gross revenue is in the enterprise fund, is net revenue. ~~Not~~ Except as provided in subsection (4), net revenue must be transferred quarterly from the enterprise fund established by 23-7-401 to the state general fund.

(4) In the fiscal year beginning July 1, 2005, and in subsequent fiscal years, \$90,000 of net revenue must be transferred annually from the enterprise fund established in 23-7-401 to the office of public instruction to establish a full-time grant writing position to assist school districts in finding and applying for public and private sector grants for education-related purposes.

~~(4)~~(5) The spending authority of the lottery may be increased in accordance with this section upon review and approval of a revised operation plan by the office of budget and program planning."

**NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 2005.

**NEW SECTION. Section 3. Termination.** [This act] terminates June 30, 2009.

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